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FROM: Kaletus King
PG Publications, CPK-3, Suite 905

DATE: August 31, 2004

RE: Attached Rescind of Non-Publication Request

The attached Request to Rescind Non-Publication Request has been processed and a Notice Regarding Rescission has been mailed to the applicant. **Please match this paperwork to the file. Thank you.**

ALCATEL

Intellectual Property Department
3400 W. Plano Parkway, M/S LEGL2
Plano, TX 75075-5813
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TO: Ms. King
COMPANY: U.S. Patent and Trademark Office
FAX NO.: 703-305-8568
CONFIRMATION NO.: 703-605-4283

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FROM: Melanie Murdock
COMPANY: Alcatel USA
FAX NO.: Intellectual Property Department
972-477-9328
SENDER'S TELEPHONE NO.: 972-519-5103

Technology Center 2600

DATE: August 31, 2004
TOTAL PAGES (incl. cover) 5

RE: Publication of Application No. 09/998,362 (request to rescind filed 9/5/02)
Publication of Application No. 10/163,962 (request to rescind filed 5/13/03)

Ms King,

As discussed earlier by telephone, attached is a copy of the Request to Rescind Previous Nonpublication Request for Application No. 09/998,362.

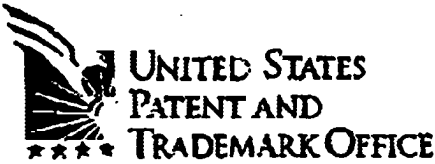
Please process both of these applications for publication at your earliest convenience. If you have any questions or need additional information, please contact me.

Thank you.

Melanie Murdock
Paralegal

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Intellectual Property Department 1000 Oak Road, 100 LEGAL Ft. Worth, TX 76102-3813 Tel: (972) 519-3000 Fax: (972) 477-9328	Writing Address 3101 W. Plano Parkway Ft. Worth, TX 76107
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TO: COMPANY: FAX NO.:	Customer Service - Tech Center 2600 U.S. Patent and Trademark Office 703-472-9313
FROM: COMPANY: FAX NO.:	Melanie Mundock Alcatel USA Intellectual Property Department 972-477-9328 972-519-3103
SENDER'S TELEPHONE NO.:	
DATE: TOTAL PAGES (incl. cover):	September 5, 2002 2
<p>Serial No.: 09794362 Attorney Docket No.: 135886</p> <p>I hereby certify that the following documents are being transmitted via facsimile to the U.S. Patent and Trademark Office on September 5, 2002. Each document is comprised of 1 page unless otherwise specified.</p> <ol style="list-style-type: none"> 1. Fax Transmitted Form 2. Request to Reexamine Previous Nonpublication Request 25 U.S.C. 122(b)(2)(B)(i) <p><i>Melanie Mundock</i> Melanie Mundock</p>	
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**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Elie-Dit-Cosaque, et al.
Title	Informed Dynamic Path Protection for Optical Networks
Atty Docket Number	135886

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

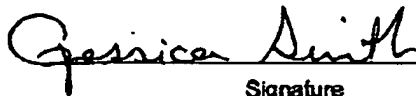
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SEP 02 2004

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September 5, 2002

Date



Signature

Jessica W. Smith

Reg. No. 39,884

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.